



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Scott H. Brown, et al §  
Serial No.: 09/196,347 §  
Filed: November 19, 1998 §  
For: HYDROGENATION CATALYSTS AND §  
PROCESSES THEREWITH §

Group Art Unit: 1764  
Examiner: Nadine G. Preisch

Box CPA  
Commissioner for Patents  
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage Express Mail, Label No. EV208257904US, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on

January 15, 2003  
(Date of Deposit)

*Clare Jackson*

**RENEWED PETITION UNDER 37 CFR 1.137(b)**  
**TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants respectfully request reconsideration of the Decision on Petition mailed November 15, 2002 that dismissed Applicants' Petition for Revival of Unintentionally Abandoned Application filed June 26, 2002 (copy enclosed). Applicants' petition was dismissed for lacking a required reply under 37 CFR 1.137(b)(1). Applicants submit herewith a request for continued prosecution application (CPA) along with a copy of the amendment in response to final office action previously submitted, which combined constitute the required reply under 37 CFR

Atty Docket 33536US1  
(4081-01500)

1.137(b)(1). The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.


The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Conley Rose Deposit Account No. 50-1515. If further information is required, please contact the undersigned.

Respectfully submitted,

CONLEY ROSE, P.C.

Date: January 15, 2003

5700 Granite Parkway, Suite 330  
Plano, Texas 75024  
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\_\_\_\_\_  
Rodney B. Carroll  
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ATTORNEY FOR APPLICANT



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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
33536US1

First named inventor: Scott H. Brown

Application No.: 09/196,347

Art Unit: 1764

Filed: November 19, 1998

Examiner: Marian Knode

Title:  
Hydrogenation Catalysts and Processes Therewith

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☐ Small entity-fee \$\_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1280.00 (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in  
the form of Response to Notice of Abandonment Mailed April 18, 2002 (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

B. The issue fee of \$\_\_\_\_\_.

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

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OFFICE OF PETITIONS

## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

6-26-02

Date

Charles W. Stewart

Signature

Telephone  
Number: (713) 289.4661

Charles W. Stewart

Typed or printed name

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Address

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Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☒ Other: APPENDIX - Version with Markings to Show Changes Made

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9310.

6-26-02

Date

Linda Sengvong

Signature

Linda Sengvong

Type or printed name of person signing certificate